IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF MISSOURI EASTERN DIVISION

THE NORTH FACE APPAREL CORP.,)
Plaintiff,)
v.) Case No. 4:09-cv-02029-RWS
WILLIAMS PHARMACY, INC., JAMES A. WINKELMANN, JR., and THE SOUTH BUTT LLC,)))
Defendants.)

FINDINGS OF FACT AND CONCLUSIONS OF LAW PROPOSED BY THE NORTH FACE APPAREL CORP.

Plaintiff The North Face Apparel Corp., by its attorneys, submits the attached "Memorandum and Order" as its proposed findings of fact and conclusions of law in accordance with the Court's Scheduling Order of August 14, 2012 (Doc. 85).

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that on this 9th day of October, 2012, the foregoing and its attachment were served by operation of the Court's electronic filing system upon all counsel of record.

/s/ Michael A. Kahn